

Hon. Irshad Hussain, J.
Hon. M.M. Ghildiyal, J.

Heard learned counsel for the petitioners and Sri Ashish Shukla, learned counsel appearing on behalf of respondent no.3.

The petitioners are agriculturists by profession and loan was taken to purchase a tractor so that the same may be utilized for agricultural purposes. The petitioners had been dispossessed of their land and as a result of which default was made in payment of the instalment. Considering the totality of circumstances of the case, facility of instalment may be given to the petitioners. The petitioners shall pay first instalment of Rs.50,000.00 in the last week of April, 2003 and thereafter the remaining amount due shall be paid in three equal monthly instalments. Any default of any single instalment, the entire money shall be recovered by due process of law. With this observation, the petition is disposed of finally.

(Irshad Hussain, J.) (M.M. Ghildiyal, J.)

13.03.2003